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8 UNITED STATES DISTRICT COURT
9 FOR THE CENTRAL DISTRICT OF CALIFORNIA
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11 UNITED STATES OF AMERICA,
12
13 Plaintiff,

14 v.

15 DEREK D. MOORE, D.D.S.
16 Defendant.
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Case No. 2:90-cv-90718-WDK-AFM

CLERK'S 28 U.S.C. § 3202(b)
NOTICE OF CONTINUING
POSTJUDGMENT GARNISHMENT
TO DEBTOR

**[COUNTY OF ORANGE AUDITOR
CONTROLLER.]**

21
22 TO DEREK D. MOORE D.D.S.:

23 You are hereby notified that the funds held by garnishee COUNTY OF
24 ORANGE AUDITOR CONTROLLER, ATTN.: CENTRAL PAYROLL are being taken
25 by the United States of America (the Government), which has a Court judgment in the
26 above-captioned case in the amount of \$8,923.91 plus daily interest for a case arising out
27 of a debt for unpaid Student Loan (s) guaranteed by the Department of Health & Human
28 Services (HEAL).

1 As of July 17, 2018 the amount due is \$36,525.82 plus daily interest in the amount of
2 \$6.16.

3 The Federal Debt Collection Procedures Act requires Garnishee to file an answer
4 to the writ of garnishment. 28 U.S.C. § 3205(c)(4). In the answer, Garnishee is required
5 to state whether Garnishee has custody, control, or possession of property belonging to
6 Defendant, a description of the property and a statement of its value, a description of any
7 previous garnishments of the property, and the amount that Garnishee anticipates owing
8 Defendant in the future.

9 The Act further provides that within 20 days following the receipt of the answer,
10 either you or the United States may file a written objection to the answer and a request a
11 hearing. The objection shall identify the party filing it and shall state the grounds for the
12 objection to the answer. 28 U.S.C. § 3205(c)(5). The Court shall conduct a hearing on
13 the objection to the answer of Garnishee within 10 days after service of the request, or as
14 soon thereafter as practicable. Id. Any objection to the answer filed by Garnishee must
15 be set forth in a pleading and filed by the party objecting with the Clerk of the United
16 States District Court.

17 If no objection to the answer of Garnishee is filed, and no request for a hearing is
18 received by the Court, the Court shall promptly enter an order directing Garnishee as to
19 the disposition of your nonexempt interest in the garnished property. If a hearing is
20 timely requested, the order for disposition of the property shall be entered by the Court
21 within 5 days after the hearing, or as soon as practicable. 28 U.S.C. § 3205(c)(7).

22 In addition, YOU ARE HEREBY NOTIFIED that there are exemptions under the
23 law which may protect some of the property from being taken by the Government if you
24 can show that the exemptions apply. Attached is a summary of the exemptions which
25 may apply when the debt arises out of a judgment entered in a civil case.

26 You have a right to ask the Court to return your property to you if you think the
27 property the Government is taking qualifies under one of the exemptions. You must
28 either mail your request for hearing, or deliver it in person, to the Clerk of the United
States District Court, 255 E Temple St Room 180, Los Angeles, California 90012. You

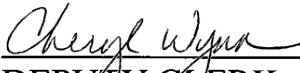
1 must also send a copy of your request to Goldsmith & Hull, A P.C., 16933 Parthenia
2 Street, Suite 110 Northridge, CA 91343, so the Government will know you want a
3 hearing. If you wish, you may use the attached form to request the hearing.

4 The hearing will take place within 5 days after the Clerk receives your request, if
5 you ask for it to take place that quickly, or as soon after that as possible. At the hearing,
6 you may explain to the judge why you believe the property the Government has taken is
7 exempt.

8 If you think you live outside the federal judicial district in which the Court is
9 located, you may request, no later than 20 days after you receive this notice, that this
10 proceeding to take your property be transferred by the Court to the federal judicial
11 district in which you reside. You must make your request in writing, and either mail it or
12 deliver it in person to the Clerk of the Court, 255 E. Temple St Room 180, Los Angeles,
13 California 90012. You must also send a copy of your request to Goldsmith & Hull, A
14 P.C., 16933 Parthenia Street, Suite 110, Northridge, CA 91343, so the Government will
15 know you want the proceeding to be transferred.

16 Be sure to keep a copy of this notice for your own records. If you have any
17 questions about your rights or about this procedure, you should contact a lawyer, an
18 officer of public legal assistance, or the Clerk of the Court. The Clerk is not permitted to
19 give legal advice, but can refer you to other sources of information.

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22 DATED: September 14, 2018

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24 
25 DEPUTY CLERK,

26 UNITED STATES DISTRICT COURT
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